



Atty. Dkt. No. 027478-0102

AP  
JRW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bryan BEES

Title: OPTICAL VIEWING DEVICE  
HAVING AN APPARATUS FOR  
PARTIAL REDUCTION OF THE  
ILLUMINATION INTENSITY

Appl. No.: 10/078,383

Filing Date: 02/21/2002

Examiner: John R. Sanders, Jr.

Art Unit: 3737

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated June 29, 2005, finally rejecting Claims 1-23 and 25.

Applicant claims small entity status.

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Notice of Appeal Fee

To be paid as detailed below

Not required (Fee paid in prior appeal)

12/30/2005 JADDO1 00000050 10078383

01 FC:1253  
02 FC:1401

1020.00 OP  
500.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$500.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,520.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,520.00

Please charge Deposit Account No. 19-0741 in the amount of \$1,520.00. A duplicate copy of this transmittal is enclosed.

A check in the amount of \$1,520.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By



Date December 29, 2005

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